

PETER S. CHRISTIANSEN, ESQ.
Nevada Bar No. 5254
pete@christiansenlaw.com
KENDELEE L. WORKS, ESQ.
Nevada Bar No. 9611
kworks@christiansenlaw.com
CHRISTIANSEN TRIAL LAWYERS
710 S. 7th Street
Las Vegas, Nevada 89101
Tel: (702) 240-7979
Fax: (866) 412-6992
Attorneys for Defendant Dustin Lewis

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

DUSTIN M. LEWIS,

Defendant.

Case No. 2:17-cr-00391-APG-VCF

**STIPULATION AND ORDER TO
CONTINUE SENTENCING
(NINTH REQUEST)**

IT IS HEREBY STIPULATED AND AGREED, by and between the United States of America, by and through Steven Myhre, Assistant United States Attorney and Patrick Burns, Trial Attorney, Department of Justice, Tax Division, and Defendant, Dustin M. Lewis, by and through his attorneys, Peter S. Christiansen and Kendele L. Works, that the Sentencing Date for Mr. Lewis, which is currently scheduled for July 18, 2023, be continued to a date and time convenient for this Court but no sooner than November 15, 2023.

This is the ninth stipulated request for a continuance of Mr. Lewis's sentencing date and is entered into for the following reasons:

1. Because of the COVID-19 pandemic and consistent with federal directives, Mr. Lewis' sentencing was previously continued in order to allow Mr. Lewis an in-person sentencing hearing with family and other supporters in attendance.



2. In part due to the backlog of cases and delays in other matters resulting from the COVID-19 pandemic, the parties require at least until November 15, 2023, to determine their positions at sentencing and to adequately prepare for sentencing. In particular, the parties are in the process of coordinating with the United States Attorney's Office regarding the disposition of property related to the restitution and forfeiture in the case, which both parties believe will have a significant impact on this Court's rendition of sentence.

3. Mr. Lewis is out of custody and does not object to this continuance.

4. The Government likewise agrees to the continuance.

5. The additional time requested herein is sought in good faith and not for purposes of delay.

6. Additionally, denial of this request for continuance could result in a miscarriage of justice.

7. For the above-stated reason, the ends of justice would best be served by a continuance of the Sentencing date.

DATED: July 5, 2023.

CHRISTIANSEN TRIAL LAWYERS

UNITED STATES ATTORNEY

By /s/ Peter S. Christiansen
PETER S. CHRISTIANSEN
KENDELEE L. WORKS
Counsel for Dustin M. Lewis

By /s/ Patrick Burns
STEVEN MYHRE
Assistant United States Attorney
PATRICK BURNS
Trial Attorney
Department of Justice, Tax Division



UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

UNITED STATES OF AMERICA,

Plaintiff,

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DUSTIN M. LEWIS,

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No. 2:17-CR-00391-APG-VCF

ORDER

This matter coming on the parties' Stipulation and Order to Continue Sentencing, the Court having considered the premises therein, and good cause showing, the Court accepts the Stipulation of the parties and finds as follows:

1. The parties agree to the continuance requested in the Stipulation;
2. The parties state they require at least until November 15, 2023, in order to determine their positions at sentencing and to adequately prepare for sentencing. The defense requires this additional time in order to effectively represent Mr. Lewis at sentencing.

3. Defendant Lewis is out of custody and does not object to the continuance;

Accordingly, pursuant to the Stipulation, the Court will continue and set the date for Rule 32 sentencing hearing **no sooner than November 15, 2023.**

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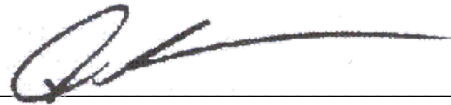
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IT IS THEREFORE ORDERED:

1. The Rule 32 sentencing hearing set for **July 18, 2023**, is **VACATED** and **CONTINUED**;
2. The Rule 32 sentencing hearing in this matter will commence on **November 28, 2023 at 10:00 a.m.** in a Courtroom 6C.

IT IS SO ORDERED this 6th day of July, 2023.



ANDREW P. GORDON
UNITED STATES DISTRICT JUDGE

